IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE P.SWAROOP REDDY

WRIT PETITION NO. 16167 OF 2006

Dated: 11th August, 2006

Between:

Nanganuri Kanaka Durga

Petitioner

AND

The Station House Officer,
Nandivada Police Station,
Gadiwada, Krishna District and another

Respondents

ORAL ORDER:
(Per the Hon'ble Sri Justice P.Swaroop Reddy)

This Writ Petition is taken up on the basis of a telegram dated 28.7.2006 sent by the petitioner herein alleging that her husband Mr. Nanganuri Venkata Kutumba Rao, was illegally taken away by the Nandivada

Police Station personnel on 27.7.2006 at 1.00 p.m. and questioning him about the whereabouts of his son-in-law, who is required by the police.

In response to the notice issued by this court, the Inspector of Police, Gudiwada Rural Circle, filed counter affidavit stating that the son-in-law of the alleged detenue by name Mr. Godavarthi Seshu Babu is required by the police in connection with Cr. No. 23 of 2006 of Nandivada Police Station. It is admitted that the alleged detenue was questioned by the police with regard to his son-in-law but he was not taken into custody.

The statement of the alleged detenue recorded by the Mandal Revenue Officer, Gudivada, duly affixing the attested photograph of the alleged detenue is also filed, which reveals that the alleged detenue is freely moving and he was enquired by the police about his son-in-law. It further shows that since the alleged detenue went along with the police constable who came to enquire, his wife got confused and gave telegram.

Considering these circumstances and having regard to the fact that the alleged detenue was not detained as revealed in the counter affidavit, it appears that a false telegram is issued. Consequently, the writ petition is dismissed. No order as to costs.

D.S.R.Varma, J.

P.Swaroop Reddy, J.

11th August, 2006
MAS.